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CLERK US DISTRICT COURT DISTRICT OF NEVADA	
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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA
RENO, NEVADA

JAMES JEFFERSON KENNER,

Plaintiff,

vs.

W.I.N.G.S. SUPERVISOR, et al.,

Defendants.

3:06-CV-00423-ECR-RAM

MINUTES OF THE COURT

DATE: JULY 26, 2007

PRESENT: _____ EDWARD C. REED, JR. _____ U. S. DISTRICT JUDGE

Deputy Clerk: _____ COLLEEN LARSEN _____ Reporter: _____ NONE APPEARING

Counsel for Plaintiff(s) _____ NONE APPEARING

Counsel for Defendant(s) _____ NONE APPEARING

MINUTE ORDER IN CHAMBERS

On June 26, 2007, the Magistrate Judge filed a Report and Recommendation (#15) recommending that this action be dismissed without prejudice for failure to exhaust.

IT IS HEREBY ORDERED that the Report and Recommendation (#15) is well taken and it is APPROVED and ADOPTED by the Court.

IT IS, THEREFORE, HEREBY ORDERED that the Motion to Dismiss (#7) filed by Defendant on December 13, 2006, is GRANTED.

The Clerk shall enter judgment accordingly.

The record indicates that exhaustion of Plaintiff's claims was required and that Plaintiff failed to exhaust his claims in the grievance proceedings at the institution in which he is incarcerated.

LANCE S. WILSON, CLERK

By _____ /s/ _____
Deputy Clerk